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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

LD, DB, BW, RH and CJ, on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

UNITED BEHAVIORAL HEALTH, a
California Corporation, and MULTIPLAN,
INC., a New York corporation,

Defendants.

CASE NO. 4:20-cv-02254-YGR

**JOINT STATEMENT RE: STANDARD OF
REVIEW ORDER**

Hon. Yvonne Gonzalez Rogers

Complaint filed: April 2, 2020
Third Amended Complaint filed: Sept. 10, 2021

Pursuant to the Court's January 12, 2022 Order, the parties in this case have met and conferred regarding the next steps to be taken following this Court's statement "that the record has not been fully developed as to whether (i) "UnitedHealthcare" as used in the Plan documents is represented by a named defendant and (ii) MultiPlan, in fact, made the benefits determinations at issue." (Dkt. No. 116). After discussion, all parties anticipate that they will be addressing these two issues as part of the ongoing discovery process, which is scheduled to conclude on April 18, 2022 (*see* Dkt. 115). The parties do not believe additional briefing is needed at this time to address the aforementioned standard of review specifically, and they anticipate briefing the matter (including the two issues identified by the Court) after the close of discovery. The parties will proceed as outlined above, subject to any further guidance from the Court on these issues.

DATED: January 25, 2022

GIBSON, DUNN & CRUTCHER LLP

By: /s/ Geoffrey Sigler
Geoffrey Sigler

Attorneys for Defendants UNITED BEHAVIORAL
HEALTH and UNITED HEALTHCARE INSURANCE
COMPANY

DATED: January 25, 2022

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By: /s/ Errol King
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ATTESTATION PURSUANT TO LOCAL RULE 5-1

I, Geoffrey Sigler, am the ECF user whose identification and password are being used to file this document. Pursuant to Civil Local Rule 5-1(i)(3), I hereby attest that concurrence in the filing of this document has been obtained from the other signatories hereto.

Dated: January 25, 2022

/s/ Geoffrey Sigler

Geoffrey Sigler